

1  
2 UNITED STATES DISTRICT COURT  
3 FOR THE DISTRICT OF MINNESOTA  
4 -----

5 LINDA TIRADO,  
6  
7 Plaintiff,

8 vs.

9 Civil Action No.  
10 20-cv-01338 (JRT-ECW)  
11

12 CITY OF MINNEAPOLIS; MINNEAPOLIS  
13 CHIEF OF POLICE MEDARIA  
14 ARRADONDO, in his official  
15 capacity; ROBERT KROLL, in his  
16 individual capacity, and  
17 MINNEAPOLIS POLICE DEPARTMENT  
18 OFFICERS JOHN DOES 1-4, in their  
19 official and individual  
20 capacities,

21 Defendants.  
22 -----

23 REMOTE VIDEOTAPED DEPOSITION OF  
24 BRIAN BENNETT  
25

Thursday, October 21, 2021

8:15 a.m. (CST)

Reported by:

Nicolette Urzia, CSR

Job No. 2021-812427

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

107

1                   **B. Bennett**

2           Q       So how are incident detail  
3 reports put together?

4           A       One officer will start the  
5 incident report, such as date and time,  
6 location, and the incident number.

7                   Then any officer that needs to  
8 do -- needs to complete a report then would  
9 write a narrative attached to that incident  
10 detail report.

11          Q       Generally, how long after the  
12 incident date is the incident detail report  
13 put together or drafted?

14          A       During the riots, it could be  
15 several days.

16          Q       Did you receive a squad or a  
17 SWAT team assignment for May 29?

18          A       Yes.

19          Q       What squad were you assigned to?

20          A       I don't recall the number. It  
21 would have been a 12-8 number.

22          Q       And what does the -- you  
23 mentioned earlier this 1280. What does  
24 1280 signify?

25          A       1280 signifies SWAT, and then

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

108

1                                    **B. Bennett**

2        **any 1280, such as 1281, 82, that also**  
3        **indicates SWAT and a subunit, a subgroup, a**  
4        **sub team under the whole SWAT umbrella.**

5            Q        So if a unit or squad does not  
6        have a 1280 number, does that mean it is  
7        not a squad unit?

8            A        **Yes. You would not be deployed**  
9        **without a SWAT call sign, a number.**

10          Q        Let's turn to page 3 of the PDF.

11                    MS. TRIBIE: John, can you  
12        please zoom in a bit? Can you center  
13        it so the text is not cut off on the  
14        side?

15 BY MS. TRIBIE:

16          Q        So if you can see this, Mr.  
17        Bennett, your name appears next to unit  
18        1286.

19                    Do you see that?

20          A        **I do.**

21          Q        And so is it correct that the  
22        other individuals in your unit on May 29  
23        were Tyrone Barze, Andrew Braun, Michael  
24        Glavan and Sawyer Moen?

25          A        **That's correct.**

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

154

1 B. Bennett

2 For the record, I would like to  
3 mark at Exhibit 5 a photograph that  
4 was taken by Ms. Tirado. It's Bates  
5 numbered Tirado\_0000045.

6 (Exhibit 5, Bates  
7 Tirado\_0000045, Photograph, was remotely  
8 introduced and provided electronically to  
9 the reporter, as of this date.)

10 BY MS. TRIBIE:

11 Q Mr. Bennett, do you recognize  
12 the area in which this photograph was  
13 taken?

14 A I believe it is taken at the  
15 intersection of 31st and Nicollet facing  
16 south.

17 Q And is this the same, roughly  
18 the same area as the body worn camera  
19 footage that we just reviewed?

20 A It is.

21 Q Do you know if you're pictured  
22 in this photograph?

23 A I do not see myself in that  
24 photograph.

25 Q You were wearing a short-sleeve

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

155

1 B. Bennett

2 shirt on May 29th, correct?

3 A Correct.

4 Q Do you have any reason to  
5 believe that --

6 MS. TRIBIE: John, can you  
7 please zoom in on the corner?

8 BY MS. TRIBIE:

9 Q Do you have any reason to  
10 believe that you may not be this person  
11 partially pictured with the short-sleeve  
12 shirt?

13 A I cannot tell who that is.

14 Q Can you tell whether any of the  
15 officers in this photograph are using a  
16 40-millimeter launcher?

17 A The individual on the right-hand  
18 side just up from the bicycle, from your  
19 cursor, right there, that individual  
20 appears to have a 40-millimeter.

21 Q What about the individual in the  
22 center of this photograph, in the  
23 foreground, do you know what that  
24 individual is carrying?

25 MS. SARFF: Objection. Lack of

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

156

1 B. Bennett

2 foundation. Calls for speculation.

3 A Could you zoom in on it? I  
4 cannot tell what that is.

5 Q Based on the uniforms that these  
6 personnel are wearing, can you tell if they  
7 are SWAT team members?

8 A They are SWAT members minus --  
9 if you could zoom in one more time, please,  
10 to the left, yep, right there -- the one  
11 that your curser is on, that person does  
12 not appear to be a SWAT member.

13 Q And that person has some sort of  
14 a red insignia or something on the front of  
15 their uniform, is that right?

16 MS. SARFF: Objection.

17 Misstates the record.

18 BY MS. TRIBIE:

19 Q Something red on the front of  
20 their uniform. Do you see that?

21 A I see something there. I don't  
22 know what it is.

23 Q And they are not wearing a vest,  
24 is that right?

25 A They are not wearing a SWAT

TIRADO vs  
CITY OF MINNEAPOLIS

Brian Bennett  
October 21, 2021

157

1                                    **B. Bennett**

2        **heavy vest.**

3            Q            The person immediately next to  
4        them -- the person immediately next to  
5        them, can you tell if they are a SWAT team  
6        member?

7            A            **I cannot tell.**

8            Q            Do strike team members have that  
9        same badge on their arm as the SWAT team  
10       members?

11           A            **That appears to be the**  
12       **Minneapolis uniform shirt, and all licensed**  
13       **officers wear that.**

14           Q            Can you identify any of the  
15       individuals in this photograph?

16           A            **I cannot identify those.**

17                        MS. TRIBIE: Let's pull up tab  
18       7-1. I'd like to mark that Exhibit 6.

19                        This document, this is another  
20       photograph taken by Ms. Tirado on May  
21       29th. The Bates Number is  
22       Tirado\_0000044.

23                        (Exhibit 6, Bates  
24       Tirado\_0000044, Photograph, was remotely  
25       introduced and provided electronically to